

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SELENA STALEY, VIVIAN HOLMES, and OLIVE
IVEY, on behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

FSR INTERNATIONAL HOTEL INC. d/b/a FOUR
SEASONS HOTELS AND RESORTS, HOTEL 57
SERVICES, LLC, HOTEL 57, LLC, TY WARNER
HOTELS & RESORTS, LLC, and H. TY WARNER

Defendants.

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Case No.: 22-CV-6781 (JSR)

AMENDED NOTICE OF APPEAL

Defendant FSR International Hotels Inc. (“FSR”), hereby files this Amended Notice of Appeal to the United States Court of Appeals for the Second Circuit. As grounds therefore, FSR respectfully shows as follows:

1. On May 3, 2023, FSR filed a Notice of Appeal to the United States Court of Appeals for the Second Circuit from the Order entered by this Court on May 3, 2023 (the “Order”) denying FSR’s Motion To Compel Arbitration, Dismiss Class Claims And Stay Action pursuant to 9 U.S.C. § 16(a)(1)(A) and (B). *See* Dkt. No. 72 (Notice of Appeal).
2. The Court’s Order further provided that “[a]n opinion explaining these rulings will issue in due course.” *See* Dkt. No. 70 (Order).
3. On July 5, 2023, the Court issued a Memorandum and Opinion which “sets forth the Court’s reasons” for the Order (the “Memorandum and Opinion”). *See* Dkt. No. 73;

4. Accordingly, FSR now provides this **AMENDED NOTICE** that FSR appeals to the United States Court of Appeals for the Second Circuit from the (1) Order and the (2) Memorandum and Opinion (*see* Dkt Nos. 70 and 73) denying Defendants' Motion to Compel Arbitration, Dismiss Class Claims and Stay Action, and from any and all of the Court's rulings adverse to FSR incorporated in, antecedent to, or ancillary to the Order and Memorandum and Opinion. *See* 9 U.S.C. § 16(a)(1)(A),(B).

Dated: New York, New York
July 12, 2023

STOKES WAGNER, ALC

/s/ Paul E. Wagner

Paul Wagner
John Hunt
903 Hanshaw Road
Ithaca, New York 14850
(607) 257-5165

*Attorneys for Defendant,
FSR International Hotels Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on this date a copy of the foregoing “AMENDED NOTICE OF APPEAL” was electronically filed using the Court’s CM/ECF system which will automatically send copies of same to counsel of record below:

Evan Craig Brustein

Brustein Law PLLC
299 Broadway
Ste 17th Floor
New York, NY 10007
212-233-3900
212-285-0531 (fax)
evan@brusteinlaw.com

Counsel for Plaintiffs Selena Staley, Vivian Holmes, and Olive Ivey and the proposed Class

Brian Lewis Bromberg

Bromberg Law Office, P.C.
352 Rutland Road #1
Brooklyn, NY 11225
212-248-7906
212-248-7908 (fax)
brian@bromberglawoffice.com

Counsel for Plaintiffs Selena Staley, Vivian Holmes, and Olive Ivey and the proposed Class

Marc Brian Zimmerman

Smith, Gambrell & Russell, LLP
1301 Avenue of the Americas
Ste Fl 21
New York, NY 10019
212-907-9700
212-907-9800 (fax)
mzimmerman@sgrlaw.com

Attorneys for Defendants Hotel 57 Services, LLC Hotel 57, LLC, Ty Warner Hotels & Resorts LLC and H. Ty Warner

Maya Risman

Risman & Risman, P.C.
299 Broadway
Ste Fl. 17
New York, NY 10007
212-233-6400
info@risman-law.com

Counsel for Plaintiffs Selena Staley, Vivian Holmes, and Olive Ivey and the proposed Class

Kathryn Lundy

Smith, Gambrell & Russell, LLP
1301 Avenue of the Americas
Ste Fl 21
New York, NY 10019
212-907-9700
212-907-9800 (fax)
klundy@sgrlaw.com

Attorneys for Defendants Hotel 57 Services, LLC, Hotel 57, LLC, Ty Warner Hotels & Resorts LLC and H. Ty Warner

James J. Boland

Smith, Gambrell & Russell, LLP
311 S. Wacker Dr.
Suite 3000
Chicago, IL 60606
312-360-6736
jboland@sgrlaw.com

Attorneys for Defendants Hotel 57 Services, LLC, Hotel 57, LLC, Ty Warner Hotels & Resorts LLC and H. Ty Warner

Dated: July 12, 2023

STOKES WAGNER, ALC

/s/ Paul E. Wagner

Paul Wagner
903 Hanshaw Road
Ithaca, New York 14850
(607) 257-5165
pwagner@stokeswagner.com

*Attorneys for Defendant,
FSR International Hotels, Inc.*